

FIVE OAKS/TRIPLE CREEK

Neighborhood Association Committee (NAC)

MEETING

Tuesday, March 9, 2004

THPRD NATURE PARK

15655 SW Millikan Way, Beaverton. - 7:00 PM

For additional information concerning upcoming events, meetings, & new developments please look on the website: www.5oaks3creek.homestead.com. To be put on the e-mail or mailing list call 503-526-2543 or elevno@ci.beaverton.or.us.

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Questions? Call Rachel Nettleton, NAC Chair, 503-629-7054

7:00 Call to Order, Welcome, Approval of Minutes (2 months), Treasury Report, Any additions to agenda

7:10 Announcements

7:25 Guest: Joyce Jackson of Mitchell Nelson Group: Application for zone change from commercial to community for Summit View Covenant Church. The address is 15900 SW Regatta Lane (158th and Walker)

7:40 TVF&R Report

7:45 Police Report

7:50 BCCI Report

8:00 Committee Reports: CCOB-LUBA, 170th/173rd, CPO 6, CPO 7, City Council, Planning, or BDR

8:45 New Business

8:50 Old Business

9:00 Adjourn

Attachments:

- □ January Meeting Minutes
- □ February Meeting Minutes

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If you are interested in receiving NAC information by email, please contact Ellen Levno at (503) 526-2543 or elevno@ci.beaverton.or.us.

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Please note: If you provide your email address to the City, it is considered public information and could be given to any entity upon request. The agenda and minutes contained in this packet were developed by members of your Neighborhood Association Committee (NAC). They are distributed by the City of Beaverton's Neighborhood Program in an effort to promote and encourage public involvement. For additional information, please call the Neighborhood Program at (503) 526-2543.

Officers & Board Members Present

Rachel Nettleton - Chair Pat Mitchell Denise Averna -Vice Chair Betty Essam Recorder David Kamin -John Hooson Hal Oien -Treasurer Tom Murphy Julie Rockford Dave James -**BCCI David Shettles** JoAnn Eden -Liason

NAC Members Present

Jim Essam Don Pullin Judy Janowitz Barb Sem

Guests

Misha Sashayuch - Beaverton Police Jeremy Shaw - Beaverton Police

The meeting was called to order by Rachel at 7:05pm. Rachel welcomed everyone and wished them a Happy New Year. Rachel announced the new Board and Officers for 2004.

Rachel Nettleton - CoChair & CPO 7 Representative

Denise Averna - CoChair

David Kamin - Recorder & CPO 6 Representative

Hal Oien - Treasurer & Bus Barn Subcommittee Chair JoAnn - Neighborhood Liason & Alternate Recorder

David Shettles - PAC Member

David James - BCCI Representative

Betty Essam - Transportation Subcommittee Chair & PAC Member

Julie Rockford - NAC Representative to the 170th/173rd PAC

Tom Warren - Webmaster

Pat Mitchell - Road Consultant & PAC Member

Tom Murphy -

John Hooson Sr - Environmental Consultant

Lavne Rockford -

Pat Russell - Honorary Consultant Kevin Schaumlefle - Honorary Consultant

Thank you all for volunteering your valuable time. Due to conflicts David Shettles resigned as the BCCI representative. David James volunteered and was unanimously accepted.

David James suggested that we have the Webmaster create a Board Link on our website. It was unanimously accepted.

Hal Oien gave the Treasurers report – Current Balance is \$2657.45 Jim Essam - Holiday Market Report

Jim serves on the Board of the Beaverton Saturday Market. This year they decided to have a Holiday Market. It occurred the Saturday before Thanksgiving. Vendors brought crafts and things that they grow. Vendors had good sales. Both customers and vendors felt that the market was a big success & it was decided to continue with the market in 2004. The Beaverton Farmers Market will open this year on May 1st and will continue through the end of October. The Market is now 16 years old and is considered one of the most exceptional markets on the West Coast according to Sunset Magazine.

Don Pullin and Judy Janowitz both residents of Waterhouse stated that the NAC is virtually unknown in their neighborhood. They had a few suggestions. First off Judy is the editor of the Waterhouse quarterly publication that all the homeowners receive. They suggested inserting information about the NAC such as who we are, where we meet, & when we meet. Contact info was also included. Everyone thought this was a great idea. In addition Don suggested that the sign that is placed in their

neighborhood be moved to a more visible location such as on Blueridge St. or Waterhouse Av. He also suggested that we need a few more signs.

Hal Oien then suggested something that the board has discussed in the past. Each HOA have 1 seat on the Board so they can report back to their members. They would be an At Large member of the Board.

Denise Averna said that she will have a Title Company find out all the HOA's in the NAC and get a list of officers to contact.

Officer Sashayuch - Beaverton Police

She gave a brief report on two shootings in Beaverton. The first one happened today at the Mexicali Express restaurant. It was a domestic dispute. The husband shot and killed his wife while she waited in the drive thru lane. Witnesses positively identified the shooter and he was in custody in an hour. The second shooting took place at Murray/Hwy 26. Police suspect it was gang related. The suspect is still outstanding. Officer Sashayuch cautioned everyone to be alert & watch neighborhood activity. These are stressful times.

Q. Has Beaverton taking a position on aggressive driving?

A. I don't know.

Q. I noticed that the Beaverton Police are ticketing cars at the Cornell on ramp. Is this a new policy?

A. Not really. The traffic police know where problems exist & are there to enforce the law.

Officer Sashayuch then talked about some of the new laws that became effective as of Jan 1st pertaining to DUI and pedestrian crossings. She will give us a complete update next month.

Announcements by Rachel

NAC NEWS

Celebrate good things happening in our NAC in 2003

COMMUNITY NEWS

- 1. CPO 7 and CPO 6 overlap our NAC so we have many common concerns about transportation and poorly planned development.
- 2. 2. Stakeholders Meeting: TriMet held a stake holders meeting to discuss plans for Elmonica Station. Most of the people there were city, county, or metro employees. I am still not quite sure of the purpose. However one of the suggestions made by someone included moving 170th to link up with 173rd!!!! Presenters were Rajiv Batra from Urban Design Collaborative and Erik Jacobson, DLCD/TGM
- 3. Neighborhood School Card Program. By using a card at selected businesses the Beaverton School Foundation will receive a percentage of the sale. Cards are available at schools.

VOLUNTEERS

- 1. David Shettles has resigned as BCCI rep. Thanks, David, for serving as rep.
- 2. 2. The Nature Park is looking for a new board member.

LAND USE HEARINGS

- 1. You saw it in the paper. LUBA came through and the City¹s case was affirmed. It is not clear if the BSD will take this to a higher level. What now needs to be addressed is how well they are conforming to the city¹s code with their present use of the site.
- 2. 2. DI 2003-0006 Fred Meyer Canopy/Outdoor Sales Area has to do with whether a gasoline canopy is included in the 5% calculation for allowable accessory outdoor sales area. Written comments due by 1.19.03.
- 3. To see the agendas for city council, planning, and BDR meeting agendas go to http://www.ci.beaverton.or.us/departments/CDD/CDD planning agenda.html and http://www.ci.beaverton.or.us/departments/CDD/CDD design review agenda.html or get the agenda automatically at http://www.ci.beaverton.or.us/maillist/maillist.cfm.

COMMUNITY ISSUES

Neighborhood meeting, Jan. 15, 7 pm, Five Oaks Middle School, on Traffic Calming for NW 170th Dr. between Walker Road and 173 rd. Ave. Merewood Neighborhood.

OTHER ORGANIZATIONS

- 1. Clean Water Services District holding public hearing on proposed changes to the District¹s Design and Construction Standards. This affects several things including Vegetated Corridors. see www.cleanwaterservices.org. -- Jan. 6, at 10 am at Hillsboro Public Services Bldg.
- 2. THPRD is providing their first Stewardship Leader Training Program on sat. Feb. 7, 9am 5pm. This prepares volunteer leaders for a variety of projects. 503-645-6433 or tobrien@thprd.org. 3. SLOV plans a Steam Team Leadership Training on Jan, 21, 28, with field day on 31st. call 503-844-9571 or monica@solv.org.

WASHINGTON COUNTY

Balancing Agriculture & Urban Land Needs in Washington County - A Symposium. Fri. Jan. 30, 8 am - 5 pm. Pacific Univ. performing Arts Center see www.ci.hillsboro.or.us.

Updates from Washington County: Washington County¹s Department of Land Use and Transportation: If you would like to be on their mailing list call 503-846-4963 or see www.co.washington.or.us and ask for UPDATES.

Hal Oien - Bus Barn Report

Hal was very pleased to announce that LUBA affirmed the decision made by the City of Beaverton against the School District and the CCOB. Yes we lost our appeal on Air Pollution. But the City of Beaverton in August of 2002 amended part of the code that deals with performance standards so now they can request modeling on Air Pollution if they want. This is important for us in case the BSD re-applies in the future for a Bus Barn.

For those curious to see what's happening at the Bus Barn site please go there from 6-7am on a school day and see for yourselves. There is a tremendous amount of noise and diesel smell. If you can smell odor at the fence line the BSD is breaking the law. Please write a letter and complain to Mayor Drake and The City Council. Save Our Neighborhood and Kids.

David James is planning on attending the upcoming City Council Meeting. He asked if he could represent the NAC before the City Council on matters pertaining to The Bus Barn and explaining to the City Council the Letter from the DEQ which is very technical. There was unanimous acceptance in favor of this idea.

Barb Sem suggested that the NAC and CCOB need to start getting the word out that we want a school and no Bus Barn. The NAC and CCOB need to also start pushing the idea of building a bus barn at the school administration site and putting a new administration building next to the new school. The City of Beaverton offered to sell to the BSD a parcel of land located on the corner of 160th and TV HWY that could easily store 40 or more buses but the BSD didn't want to purchase the property. Lets disperse the buses. It was decided that for now we would write a letter only asking the BSD not to appeal the LUBA decision.

 $\label{eq:Julie Rockford} Julie \, Rockford - 170^{th} / 173^{rd} \, Pac \, \, Meeting \, \, Update$

The January 8th PAC meeting was cancelled due to weather. The next meeting will be January 22nd at 5:30pm at the Elmonica School Library. The meeting is open for public input at the beginning so please come and voice your concerns. The PAC is currently involved in evaluating criteria to reassess the goals of the project. Julie would like to get more public input from citizens and PTO members from Elmonica and Five Oaks schools.

The meeting was adjourned by Rachel at 8:45pm.

Minutes respectfully submitted by David Kamin NAC Recorder

Five Oaks/Triple Creek NAC Minutes February 10, 2004 Elmonica School Cafeteria

Officers & Board Members Present

Rachel Nettleton – Chair David Shettles

Denise Averna - Vice Chair Tom Murphy

David Kamin - Recorder John Hooson

Hal Oien - Treasurer Dave James - BCCI

NAC Members Present

David Touges Peter Fong Jason Holland James Gilmore Keith Baumsgard Gerald Comeau Randy Carpenter Jean Noltensmeier Holly Isaak Mike Stapleton Douglas Sponseller Janice Hodgeson Lorine Dolin James Michael G. Flynn Sheila Garcia Bill Cates Steven Olson Danielle Olson Robert Lamkin Todd Watkins Beth Beran Simon Martinez Holly Albano Nancy Johnson Norma Gregor Jeff Gregor Sheila Garcia

Susan Dunn Michael J Welter Remu Kamath

Linda Chang Gerald Comeau Guests

Rob Drake - Mayor of Beaverton
Misha Sashayuch - Beaverton Police
Jeremy Shaw - Beaverton Police

Doug Campbell - Presenter representing Lindquist Development

Stuart Lindquist - Lindquist Development

The meeting was called to order by Rachel at 7:10pm. Rachel welcomed everyone and introduced the officers and Board members present. The December minutes were approved as written.

There were no additions to the agenda. Hal Oien gave the Treasurers report. We currently have \$2320.37 in the bank.

ANNOUNCEMENTS

NAC NEWS

We are having movable meetings for the next few months. We will meet at Elmonica in April. In March, May, June, July, and August we will meet at the Nature Park. So mark your calendars for the next 6 months at 7:00 pm. You do not want to miss a single exciting meeting.

COMMUNITY NEWS

Reminder: Neighborhood School Card Program. By using a card at selected businesses the Beaverton School Foundation will receive a percentage of the sale. Cards are available at schools.

Remember the city has nuisance codes. If you see, smell, or hear something that has been annoying or maybe not safe or healthy you can report it to the Mayor¹s Office. Some of you might be interested in the following hearing. Comments must be submitted by noon Feb. 13. There will be a public Hearing on March 17, 2004: The proposed Comprehensive Plan and Development Code amendments will update text to delete redundant and outdated provisions, update transportation requirements, provide performance standards, clarify existing text, move engineering standards out of the Development Code, and correct minor drawing errors on Comprehensive Plan figures. Case file no.: CPA 2003-0015 comprehensive Plan & TA 2003-0008 Development Code Transportation Facilities and Performance Amendments.

VOLUNTEERS

The Nature Park is wanting to fill a vacancy on their board. They would like a member from our NAC. Also, I would like to express thanks to those volunteers who put our NAC signs out on the side of the road the Sunday before our meeting. For those of you who have the new signs with no velcro, give me a call as I have the supplies and extra location signs.

LAND USE HEARINGS

1. On Wed., Feb. 27, 2004, the Planning Commission will hear an application for Zoning Map Amendment. The address is 1250 NW Waterhouse Ave, on tax map 1N132BD as lot 00400. The proposal is to amend the Land Use Map in the Comprehensive Plan and Zoning Map to designate one parcel being annexed into the City, g\by a separate process, Employment on the Land use Map and Campus Industrial on the Zoning Map in place of the current Washington County designation of Industrial with an Employment Area overlay. 2. March 10, 2004. TA 2004-0001, Development Code Section 10.70 Amendment.

The proposed text amendment will update Development Code Section 10.70 to provide for the termination of a Development Agree in the event that there is a violation of the Development Agreement. Planning Commission 7 pm. 3. To see the agendas for city council, planning, and BDR meeting agendas go to http://www.ci.beaverton.or.us/departments/CDD/CDD planningagenda.html and http://www.ci.beaverton.or.us/departments/CDD/CDD design review agenda.html or get the agenda automatically at http://www.ci.beaverton.or.us/maillist/maillist.cfm.

COMMUNITY ISSUES

Tues, Feb. 24, 2004, 7:00 pm, Five Oaks Middle School: Traffic Calming; neighborhood meeting for NW 170th Drive between Walker Road and 173rd Ave.

OTHER ORGANIZATIONS

1. Clean Water Services District holding public hearing on proposed changes to the District's Design and

WASHINGTON COUNTY

At the CPO 7 meeting John Leeper told us that the county should get out of urbanized services do provide those services which affect the whole county. So if you live in an unincorporated part of the county now is the time for you and your neighbors to get together and ask to be annexed to Beaverton, Hillsboro, or Tigard.

Depending on where you live in our NAC you will probably also reside in CPO 6 or CPO 7. These organizations are under the umbrella of OR Cooperative Extension with close relations to the county. CPO 6 meets on 1st Thursday and CPO 7 meets on 1st Monday of each month. One exception is that CPO 6 will meet on March 2 in order to have Ed Sullivan, expert on annexation issues, speak. For more information and agendas go to

http://extension.oregonstate.edu/washington/cponews.htm or call 503-725-2117, extension service.

CPO 7 is concerned with number of homes being built with no comprehensive planning for the area north of Hwy. 27 and including the new areas brought in under the UGB. The next speaker will talk about TriMet¹s transportation planning for this area.

Updates from Washington County: Washington County¹s Department of Land Use and Transportation: If you would like to be on their mailing list call 503-846-4963 or see www.co.washington.or.us and ask for UPDATES.

Guest Speaker - Mayor Rob Drake

The Mayor began by complimenting us on the large turnout for the meeting. He then proceeded to tell everyone about the city of Beaverton and the programs & services that it provides to its residents.

Public Safety – For 2002 Beaverton ranked as the safest city in Oregon for cities over 75000 people and nationally it ranked 47th. In 2003 crime was down 7%.

CERT Program. - Community Emergency Response Training: This program will train citizens to respond to a disaster in the first 72 hours when the usual emergency response teams would be swamped. The City is teaming up with TVFR and the city of Hillsboro. Call the city if you would like to be a member of the team.

Traffic Hotline: 503-350-4009 Leave name and phone number.

Abandoned Auto Hotline: 503-350-4058. In 2003 1200 autos were dealt with.

The Mayor wanted everyone to know that the city is using caller ID.

Peer Court Program: Substitute for sending juveniles through the court system.

Landlord Tenant Program: Large complexes in the past would average 300-350 police calls per month. The Police usage of Geo policing has significantly reduced the number of calls.

Citizen Involvement and Outreach including:

NACS, BCCI, Traffic Commisson Neighborhood Office, Dispute Resolution, Code Enforcement, Mayors Hotline, Picnic in the Park, City Newsletter, Farmers Market serves 20- 25000 people on a Saturday.

For more information on any of these topics you can look at the cities website <u>www.ci.beaverton.or.us</u> or call at 503-526-2222.

City is financially sound.

Concerns and Challenges:

Annexation of unincorporated areas. Developers and property owners in the Bethany area are talking about a double majority annexation. The City is waiting for this to happen before they start the planning process. If the unincorporated areas of Washington County that abut the city are annexed including Bethany, Aloha, and Raleigh Hills the City would now have 2500000 residents to serve and take care of!!! The City wants to gradually annex so that the high service level can be maintained.

Code Changes: Omnibus cleanup that is slowly winding its way through the process.

Questions for the Mayor

Q/What is the Business incubator?

A/ Pooled Resources for helping startups to thrive. The city has contracted with a national firm. It allows 15-20 businesses to occupy the same building and pool their resources. There is 20- 30000 square feet of office space. The focus is on software development.

Q/Can the City do anything about panhandling on Hwy 26 and 217 onramps?

A/Until last year the City enforced ODOT'S rules against panhandling. Last year there was a class action lawsuit filed under a free speech infringement. Now ODOT is prohibited from enforcement. The court did leave open some options such as using the circuit court.

Q/Seems to me that this is loitering?

A/As long as they aren't obstructing traffic or in the middle of the roadway they can do it. On private property they can be stopped.

Q/What can we do to stop the air pollution from the Bus Barn site?

A/As you know air pollution is not clearly defined in our code. The city defers to DEQ. The DEQ has the enforcement power and the law behind them. We relied on the DEQ and they did not negatively comment during the hearing process.

After some discussion it was decided that the DEQ should add input no later than at the Facilities Reiew Stage. The DEQ must stay within the 120 day rule which is state law.

Q/Where does the property sit now?

A/They can use that site forever as long as nothing is changed. The school district has rejected the idea of dispersing the buses.

Someone in the audience then commented that they have pictures that demonstrate that the parking area has been restriped. Q/I hear the buses every morning at 6am. That area was used by Yamamoto for cars and not buses. There has been no mitigation to current site for bus use. Noise levels must be higher. Why wasn't mitigation required before they moved in? A/The property is zoned light industrial. They have the legal right for that use.

The Mayor then explained that if some of these answers seem a little wishy washy its because if a new hearing comes up he needs to avoid exparte contact. Meaning he can't really discuss the issue. He needs to be as objective as possible if there is another hearing.

Police Report

Officer Shaw - Beaverton Police

Officer Shaw handed out crime statistics for the NAC. Vehicle theft is up again so please remove or hide all valuables. Thieves are particularly looking for items that carry personal information so they can steal your identity. Another place where fraud is occurring is at ATM machines. Please remove your receipt and take your card. If you notice someone loitering or getting too close to you while you are using the machines it might be best to stop what you're doing and return later or go to a more secure location.

Q/ What can we do to get more penalties for ID theft.

A/ Lobby the legislature.

Apparently there has been an ongoing dispute between some of the neighbors living on Salix Terrace. The Beaverton Police have been involved. There are accusations of ID theft, & knife wielding by some juveniles. So far they haven't been locked up which has caused consternation by the neighbors. The police are working with the affected neighbors and are encouraging them to be vigilant. Stay tuned for an update at our next meeting.

There was no BCCI report.

Hal Oien - Concerned Citizens of Beaverton Bus Barn Update

The application for a Bus Barn is dead for the moment. In December LUBA found in favor of the City of Beaverton and denied the BSD appeal. The BSD did not appeal their decision to a higher court so that application is dead. The BSD currently is parking about 50 buses on site and polluting the air with diesel exhaust as well as disturbing surrounding homeowners in the early morning hours. As the Mayor just suggested we need to turn to the DEQ to enforce the law.

 $Todd\ Watkins - 170^{th}/173^{rd}\ Road\ Project\ update$

The PAC met on February 5th. Pat Mitchell and Julie Rockford made a presentation. The group is

Considering 6 alternatives. Two of the alternatives they must consider while the other two are on the table. The PAC is still open for ideas. At the time of the meeting the options had not been posted on the county website. They're currently being engineered. They will then be ranked and scored. The county is hopefully going to have an open house to the public in early April. They will be looking at all the options including the no build option. The next PAC meeting will be held on March 4th at Elmonica School Cafeteria at 5:30pm

Constance Beaumont – Oregon Community Protection Coalition 503-295-5827 by telephone

This is a group that advocates Environmental Protection. It's a coalition of environmental groups such as 1000 Friends, & Audobon. The coalition is opposed to initiative 36 the so called son of 7. This refers to Ballot measure 7 which was supported by a majority of Oregon voters in 2002 and then thrown out on a technicality by the courts. It requires the government to pay private owners for lost value if zoning or land use restrictions reduces their property value. It invalidates zoning protections and applies to all new and existing land use regulations. A copy of the initiative was passed out and a short slide presentation was made demonstrating the positive things that have come from Oregon's land use laws.

For further information on this topic look at their website: www.protectoregon.org

Doug Campbell – Representing Lindquist Development

The property is located at the southeast corner of the intersection of Walker Rd and 173^{rd} . It consists of a total of approximately 8 acres. A large portion of the property is wetland so only 3.7 acres are suitable for development. The property is zoned R/7 and can support 40 housing units. The development application will be a PUD or planned unit development. This enables the developer to spread the density around to save a portion of the resource in this case the wetlands. The Developer intends to construct 28 single family residences on lots ranging primarily from 3500 - 4500 square feet. The average square footage of the homes will be in the range of 2100 - 2400sf. There is only one entry and exit point and that is located across

from the Merewood neighborhood and aligned with the Walker Rd entry. The Developer has already had a pre application meeting with city planners and will submit their application to the City in March. The Developer plans to vacate the right of way to 170th that crosses the property.

After making a short presentation Mr. Campbell answered questions from those in attendance.

Q/ Is there still a walking trail?

A/ I think so.

Q/ We live on Wallingford Way and have to sandbag our home when it rains a lot. Our backyard is very soggy. Where are these homes being built?

A/ The houses will be set back and above the Wetland.

Q/ How far is the entrance from 173rd and Walker? It seems too close.

A/ The entrance/exit has to be aligned with the street directly across which leads into the Merewood neighborhood. There was some discussion of this point. It was suggested that the entrance be moved to the East away from 173rd. It was also suggested that there be a dedicated right turn lane in off Walker Rd as well as a right turn out.

Q/ Will you build a wall?

A/ Not in the plans.

A wall will act as a sound barrier as well as protection from speeding cars to houses that abut Walker Rd. It also lends class to the development.

Q/ Will there be sidewalks?

A/ Yes

Q/ Where's the detention pond?

A/ Storm water runoff will flow into the Wetlands.

O/ Can a fire truck turn around? It seems awfully narrow.

A/Yes that's required. He then demonstrated how a fire truck would turn around by backing into one of the large cul de sacs.

Q/ Will there be street parking?

A/No

Q/ How will it be enforced?

A/ No answer

Q/ Who will own the Wetlands?

A/ That's a good question.

Q/ What kinds of roofs do you propose?

A/ Composites.

I'm concerned about fire. You need alternative access. Maybe you should consider a crash gate. It was also suggested to have low level street lighting because of the close proximity to the wetland.

Rachel thanked everyone for staying so late. The meeting was adjourned at 9:50pm.

Minutes respectfully submitted by David Kamin NAC Recorder